

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAR 16 1981  
Returned to applicant for correction \_\_\_\_\_  
Corrected application filed \_\_\_\_\_  
Map filed MAR 16 1981

The applicant Western States Minerals Corporation  
1104 West Main, of Elko,  
Street and No. or P.O. Box No. City or Town  
Nevada 89801, hereby make application for permission to appropriate the public  
State and Zip Code No.  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-  
tion; if a copartnership or association, give names of members.) Utah 1976 - Western States  
Coal Corporation. Utah 1978 - Name changed to Western States  
Mineral Corporation.

1. The source of the proposed appropriation is Underground Well  
Name of stream, lake or other source.
2. The amount of water applied for is 3.0 c.f.s. second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet 9.9 acre feet acre-feet
3. The water to be used for Mining and Milling  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
  - (a) Irrigation (state number of acres to be irrigated) \_\_\_\_\_
  - (b) Stockwater (state number and kinds of animals to be watered) \_\_\_\_\_
  - (c) Other use (describe fully under "No. 12. Remarks") \_\_\_\_\_
  - (d) Power:
    - (1) Horsepower developed \_\_\_\_\_
    - (2) Point of return of water to stream \_\_\_\_\_
5. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 24, T 36 N,  
R 49 E, MDB & M., at a point from which the SE Corner of said  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
Section 24 bears S 77° 14' 37" E 2239.56 feet.  
it should be stated.
6. Place of use Section 23 E $\frac{1}{2}$  SW $\frac{1}{4}$ , SE $\frac{1}{4}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$ ; Section 24 All; Section 25  
Describe by legal subdivision, if on unsurveyed land it should be so stated.  
E $\frac{1}{2}$ ; Section 26 All; Section 27 E $\frac{1}{2}$  E $\frac{1}{2}$ ; Section 34 NE $\frac{1}{4}$  NE $\frac{1}{4}$ ; Section 35  
N $\frac{1}{2}$  N $\frac{1}{2}$ , T 36 N, R 49 E, MDB & M. Section 19 S $\frac{1}{2}$  NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , S $\frac{1}{2}$  SE $\frac{1}{4}$ ;  
Section 20 SW $\frac{1}{4}$ , Section 29 W $\frac{1}{2}$  W $\frac{1}{2}$ ; Section 30 All; T 36 N, R 50 N E,  
MDB & M
7. Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, Pipeline to Mill and Storage  
Pond.  
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$30,000
10. Estimated time required to construct works 3 years  
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use 5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- These waters are to be re-circulated from pond to mill.

By S/ Alan S. Boyack, Agent  
Alan S. Boyack, Agent  
Signature of Applicant or Agent  
Compared kg/ sg bl/sg 515 South Fifth Street  
Elko Nevada 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed. This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.0 cubic feet per second, but not to exceed 50.0 million gallons annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before December 14, 1984

Proof of completion of work shall be filed before January 14, 1985

Application of water to beneficial use shall be made on or before December 14, 1987

Proof of the application of water to beneficial use shall be filed on or before January 14, 1988

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed IN TESTIMONY WHEREOF, I PETER G. MORROS  
Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of  
Proof of beneficial use filed my office, this 14th day of DECEMBER  
Cultural map filed  
Certificate No. Issued A.D. 1982  
Abrogated By 45951 3.0  
218 (Rev. 9-80) State Engineer